

STATE OF INDIANA



INDIANA UTILITY REGULATORY COMMISSION
302 W. WASHINGTON STREET, SUITE E-306
INDIANAPOLIS, INDIANA 46204-2764

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Office: (317) 232-2701
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IN THE MATTER OF THE PETITION)
OF THE CITY OF GARY, INDIANA)
REQUESTING THE INDIANA UTILITY)
REGULATORY COMMISSION TO)
ESTABLISH THE TERMS AND)
CONDITIONS OF THE SALE OF)
CERTAIN PROPERTY OF NORTHERN)
INDIANA PUBLIC SERVICE COMPANY)
TO THE CITY OF GARY AND FOR A)
DETERMINATION OF THE VALUE OF)
SUCH PROPERTY UNDER INDIANA)
CODE SECTIONS 8-1-2-92 AND 8-1-2-93)
RESPONDENT: NORTHERN INDIANA)
PUBLIC SERVICE COMPANY)

FILED

SEP 10 2004

INDIANA UTILITY
REGULATORY COMMISSION

CAUSE NO. 42643

You are hereby notified that on this date the Indiana Utility Regulatory Commission ("Commission") caused the following entry to be made in this Cause:

On September 3, 2004, The Indiana Office of Utility Consumer Counselor ("OUCC") filed an unopposed *Motion to Modify Procedural Schedule* ("Motion") in the above captioned Cause. In its Motion, the OUCC states that despite the exercise of due diligence, the OUCC and Intervenors need additional time to file their respective cases.

The Presiding Officers, having reviewed the Motion and being duly advised in the premises hereby GRANT the Motion and revise the procedural schedule in this matter as follows:

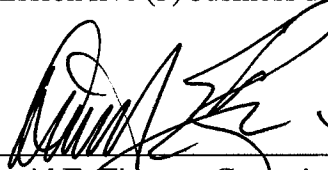
1. **Public's and Intervenors' Prefiling Date.** Public and all Intervenors should prefile with the Commission the prepared testimony and exhibits constituting their respective cases-in-chief on or before October 12, 2004. Copies of same should be served upon all parties of record.

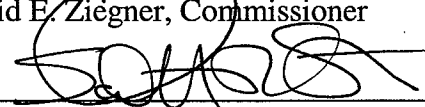
2. **Petitioner's and Respondent's Rebuttal Prefiling/Cross-Answering Testimony...** The Petitioner and Respondent should prefile with the Commission their prepared rebuttal and cross-answering testimony on or before November 9, 2004. Copies of same should be served upon all parties of record.

3. **Evidentiary Hearing on the Parties' Cases-In-Chief.** Due to the revised procedural schedule, it will be necessary to continue the Evidentiary Hearing currently scheduled for October 4

and 5, 2004, to November 30 and December 1, 2004, commencing at 9:30 a.m. EST in Room E-TC-10 of the Indiana Government Center South, Indianapolis, Indiana. If the parties reach settlement, the agreement should be submitted to the Commission five (5) business days prior to the Evidentiary Hearing.

IT IS SO ORDERED.



David E. Ziegner, Commissioner

Scott R. Storms, Chief Administrative Law Judge

9/10/04

Date